

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MIKE HUCKABEE, RELEVATE GROUP,
DAVID KINNAMAN, TSH OXENREIDER,
LYSA TERKEURST, and JOHN BLASE
on behalf of themselves and all others
similarly situated,

Plaintiffs,

- against -

META PLATFORMS, INC., BLOOMBERG
L.P., BLOOMBERG FINANCE, L.P.,
MICROSOFT CORPORATION, and
THE ELEUTHERAI INSTITUTE,
Defendants.

Case No. 23-cv-09152-LGS

**STIPULATION AND
[PROPOSED] ORDER
REGARDING DISCOVERY**

WHEREAS, on October 17, 2023, Plaintiffs Mike Huckabee, Relevate Group, David Kinnaman, Tsh Oxenreider, Lysa Terkeurst and John Blase (“Plaintiffs”) filed a complaint against Defendants Meta Platforms, Bloomberg L.P., Bloomberg Finance L.P., Microsoft Corporation, and the EleutherAI Institute (“Defendants”) in *Huckabee v. Meta, et. al*, No. 23-cv-09152-LGS (S.D.N.Y.) (the “Action”); and

WHEREAS, on November 2, 2023, Plaintiffs served their Complaint on Bloomberg L.P. and Bloomberg Finance L.P. (together, “Bloomberg”); and

WHEREAS, on November 21, 2023, Plaintiffs filed a letter, with the consent of all Defendants, requesting an extension of Defendants’ deadlines to respond to Plaintiff’s Complaint (Dkt. No. 34); and

WHEREAS, on November 22, 2023, the Court granted Defendants additional time to respond to Plaintiffs’ Complaint (Dkt. No. 36); and

WHEREAS, pursuant Rules III.A.1 and III.C.2 of the Court's Individual Rules and Practices, on December 15th, 2023, Bloomberg filed a pre-motion letter regarding its anticipated motion to dismiss (Dkt. No. 54) and also filed a pre-motion letter requesting leave to file a motion to stay discovery pending resolution of Bloomberg's forthcoming motion to dismiss (Dkt. No. 55); and

WHEREAS, on December 15, 2023, Plaintiffs filed a letter responding to Bloomberg's pre-motion letter relating to its request to stay discovery and informing the Court they "do not oppose [Bloomberg's] request to stay discovery" (Dkt. No. 57); and

WHEREAS, on December 18, 2023, the Court directed the parties to submit proposed stipulations regarding the parties' agreed-upon relief no later than December 22, 2023 (Dkt. No. 61); and

WHEREAS, the parties, through their undersigned counsel, hereby stipulate and agree that, subject to the approval of the Court, all discovery in this matter shall be stayed pending the Court's resolution of Bloomberg's forthcoming motion to dismiss; and

WHEREAS, notwithstanding such stipulated stay of discovery, the parties will prepare and file a joint letter and Proposed Civil Case Management Plan and Scheduling Order as set forth in the Court's October 19, 2023 order (Dkt. No. 8) by January 10, 2024 and will appear for the initial case management conference that is currently scheduled for January 17, 2024, unless such obligations are relieved or otherwise modified by further order of the Court;

NOW THEREFORE, pursuant to the parties' stipulation, and good cause appearing to stay discovery pending resolution of Bloomberg's forthcoming motion to dismiss, discovery is hereby stayed.

SO ORDERED.

Dated: December ____, 2023

Honorable Lorna G. Schofield
United States District Court Judge

Dated: December 22, 2023

By: /s/ Nicole M. Jantzi

**FRIED, FRANK, HARRIS, SHRIVER &
JACOBSON LLP**

Nicole M. Jantzi

nicole.jantzi@friedfrank.com

Paul M. Schoenhard (*pro hac vice*)

paul.schoenhard@friedfrank.com

801 17th St NW

Washington, DC 20006

Telephone: (202) 639-7265

Amir Ghavi

amir.ghavi@friedfrank.com

One New York Plaza

New York, NY 10004

Telephone: (212) 859-8000

*Counsel for Defendants Bloomberg L.P. and
Bloomberg Finance L.P.*

Dated: December 22, 2023

By: /s/ Amy E. Keller (with permission)

DICELLO LEVITT GUTZLER LLP

Greg G. Gutzler

ggutzler@dicellolevitt.com

Adam J. Levitt (pro hac vice)

alevitt@dicellolevitt.com

Amy E. Keller (pro hac vice)

akeller@dicellolevitt.com

James A. Ulwick (pro hac vice)

julwick@dicellolevitt.com

Ten North Dearborn Street, Sixth Floor

Chicago, Illinois 60602

Telephone: (312) 214-7900

RMP LLP

Seth Haines (pro hac vice)

shaines@rmp.law

Timothy Hutchinson (pro hac vice)

thutchinson@rmp.law

Lisa Geary (pro hac vice)

lgeary@rmp.law

5519 Hackett St, Suite 300

Springdale, Arkansas 72762

Telephone: (479) 443-2705

POYNTER LAW GROUP

Scott Poynter (pro hac vice)

scott@poynterlawgroup.com

407 President Clinton Avenue, Suite 201

Little Rock, Arkansas 72201

Telephone: (501) 812-3943

Counsel for Plaintiffs and the Proposed Class